

Atty. Dkt. No. 059277-0125

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Toshifumi MIHASHI et al.  
Title: CORRECTION-FACTOR DETERMINATION APPARATUS AND METHOD  
Appl. No.: Unassigned  
Filing Date: 03/11/2005  
Examiner: Unassigned  
Art Unit: Unassigned

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.56**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

A copy of each non-U.S. patent document and each non-patent document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

**TIMING OF THE DISCLOSURE**

The listed documents are being submitted in compliance with 37 CFR §1.97(b), within three (3) months of the date of entry of the national stage as set forth in 37 CFR §1.491.

**RELEVANCE OF EACH DOCUMENT**

The relevance of non-English language documents A9-A14 is described in the present specification. Further, documents A1 and A14 belong to the same "patent family," whereby the English language document may assist the PTO in understanding the content of the non-English language document.

Documents A2-A8 listed on the attached PTO/SB/08 were cited as being relevant during a search of the corresponding International application. Copies of these documents are not being provided since copies should have been provided directly by WIPO under an exchange program between the PTO, the EPO and the JPO. A copy of the International Search Report setting forth the portion of each reference considered relevant by the examiner is attached.

Further, documents A4 and A7 belong to the same "patent family," whereby the English language document may assist the PTO in understanding the content of the non-English language document.

Further, documents A2 and A8 belong to the same "patent family," whereby the English language document may assist the PTO in understanding the content of the non-English language document.

Finally, documents A3 and A5 also belong to the same "patent family."

Unless otherwise indicated, no English translation is readily available (not considering machine-generated translations that may be freely available online, to both the Applicant and the PTO) for each of the non-English language documents. However, a commercially available English language abstract is provided herewith, where indicated on the attached Form PTO/SB/08. Inasmuch as Applicants have endeavored to provide at least one item that complies with the requirement for a "concise explanation of relevance" for each of the non-English language documents, each of these documents has been submitted in compliance with the PTO requirements and should be considered by the Examiner (37 CFR

Atty. Dkt. No. 059277-0125

§1.97, §1.98 and MPEP §609).

Applicants respectfully request that each listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date March 11, 2005

By 

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 672-5414  
Facsimile: (202) 672-5399

Richard L. Schwaab  
Attorney for Applicant  
Registration No. 25,479

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449B/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

Date Submitted: March 11, 2005

(use as many sheets as necessary)

Sheet 1 of 1

**Complete if Known**

Application Number	Unassigned 10/527 447
Filing Date	03/11/2005
First Named Inventor	Toshifumi MIHASHI
Group Art Unit	Unassigned
Examiner Name	Unassigned
Attorney Docket Number	059277-0125

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
	A1	4,385,813		KLEIN ET AL.	05/31/1983	
	A2	2001/0056338	A1	QI	12/27/2001	
	A3	6,338,559	B1	WILLIAMS ET AL.	01/15/2002	
	A4	6,273,566	B1	KOBAYASHI ET AL.	08/14/2001	

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Documents	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				
	A5	WO	01/82791	A1	UNIVERSITY OF ROCHESTER	11/09/2001		
	A6	JP	3347507	B2	HOYA CORP.	09/06/2002		
	A7	JP	2001-095760	A	TOPCON CORP.	04/10/2001		
	A8	JP	2002-045336	A	HOYA CORP.	02/12/2002		
	A9	JP	2002-204785	A	TOPCON CORP.	07/23/2002		Abst.
	A10	JP	2002-209854	A	TOPCON CORP.	07/30/2002		Abst.
	A11	JP	2002-306416	A	TOPCON CORP.	10/22/2002		Abst.
	A12	JP	2002-306417	A	TOPCON CORP.	10/22/2002		Abst.
	A13	JP	05-009092	B2	TOKYO OPTICAL	02/04/1993		
	A14	JP	55-151937	A	J. D. MOLLER OPTISCHE WERKE GMBH	11/26/1980		Abst.

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>6</sup>

Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.